

Application No.: 09/763,515

Docket No.: 21900-00021-US

REMARKS

In view of the above amendment, applicant believes the pending application is in condition for allowance.

The Office Action has been carefully considered. Applicant notes that the remaining rejection is solely on the basis of 35 U.S.C. § 112 (second paragraph). These grounds of rejection were used to reject claims 10-21.

Applicant wishes to thank Examiner Gray for holding a telephone interview with the Attorney of Record on August 1, 2005.

The present amendment to the claims were proposed to the Examiner and she indicated that her impression was favorable toward the amended claims avoiding further rejection on the basis of 35 U.S.C. § 112. However, the Examiner indicated that upon filing of this Amendment the application would be reviewed in its entirety and no understanding was reached in connection with a formal allowance at this time. The Examiner also indicated that it would be necessary to confer with the Supervisory Primary Examiner before the claims could be allowed.

In summary, the Examiner has allowed claims 22-27 and indicated that claims 10-15 would be allowable if rewritten to overcome the 35 U.S.C. § 112 rejection as now has been completed. Therefore, claims 10-15 are now in condition for allowance. Claims 16-21 are dependent claims and should likewise be deemed allowable with entry of this amendment.

In view of the above, consideration and allowance are, therefore, respectfully solicited.

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In the event the Examiner believes an interview might serve to advance the prosecution of this application in any way, the undersigned attorney is available at the telephone number noted below.

The Director is hereby authorized to charge any fees, or credit any overpayment, associated with this communication, including any extension fees, to CBLH Deposit Account No. 22-0185.

Dated: August 3, 2005

Respectfully submitted,

By 

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